



09/30/97

BIRCH, STEWART, KOLASCH & BIRCH, LLP

INTELLECTUAL PROPERTY LAW

8110 GATEHOUSE ROAD

SUITE 500 EAST

FALLS CHURCH, VA 22042

U S A

(703) 205-8000

FAX: (703) 205-8050

(703) 698-8590 (G IV)

e-mail: mailroom@bskb.com

web: http://www.bskb.com

TERRELL C. BIRCH
 RAYMOND C. STEWART
 JOSEPH A. KOLASCH
 JAMES M. SLATTERY
 BERNARD L. SWEENEY*
 MICHAEL K. MUTTER
 CHARLES GORENSTEIN
 GERALD M. MURPHY, JR.
 LEONARD R. SVENSSON
 TERRY L. CLARK
 ANDREW D. MEIKLE
 MARC S. WEINER
 JOE MCKINNEY MUNCY
 ANDREW F. REISH
 ROBERT J. KENNEY
 C. JOSEPH FARACI
 DONALD J. DALEY

OF COUNSEL:
 HERBERT M. BIRCH (1905-1996)
 PAUL M. CRAIG, JR.*
 ELLIOT A. GOLDBERG*
 WILLIAM L. GATES*
 EDWARD H. VALANCE
 RUPERT J. BRADY*
 LAWRENCE O. MILLER

*ADMITTED TO A BAR OTHER THAN VA

SENIOR COUNSEL:
 ANTHONY L. BIRCH

JOHN W. BAILEY
 JOHN A. CASTELLANO, III
 GARY D. YACURA
 SUSAN S. MORSE
 THOMAS S. AUCHTERLONIE
 EDWARD H. SIKORSKI
 MICHAEL R. CAMMARATA
 JAMES T. ELLER, JR.
 SCOTT L. LOWE
 JOSEPH H. KIM, PH.D.*
 RICHARD S. MYERS, JR.*
 MARY ANN CAPRIA*
 MICHAEL J. CORNELISON*

REG. PATENT AGENTS:
 FREDERICK R. HANDREN
 ANDREW J. TELESZ, JR.
 MARK J. NUEL, PH.D.
 MARYANNE LIOTTA, PH.D.
 MAKI HATSUMI
 D. RICHARD ANDERSON
 STEVEN P. WIGMORE
 ESTHER H. CHIN
 MIKE S. RYU
 W. KARL RENNER

Date: September 30, 1997Docket No.: 0649-SP0619P

Assistant Commissioner for Patents
 BOX FWC
 Washington, DC 20231

Sir:

This is a Request for filing a X continuation divisional
 continuation-in-part application under 37 C.F.R. § 1.62 of
 prior application Serial No. 08/448,990, filed on May 24, 1995
 entitled MODIFIED NATURAL RUBBER
 by the following named
 Inventor(s).

Full Name of Sole or First Inventor
 Yasayuki TANAKA

Residence
 Hachioji-shi, Tokyo Japan

Citizenship
 Japanese

Post Office Address
 1481-184, Uchikoshi-ho, Hachioji-shi, Tokyo, Japan

Full Name of Second Inventor, if any
 Naoya ICHIKAWA

Residence
 Akashi-shi, Hyogo, Japan

Citizenship
 Japanese

Post Office Address - Sumitomogomu Uozumiryo, 41-1, Shimizu,
 Uozumi-cho, Akashi-shi, Hyogo, Japan

Full Name of Third Inventor, if any
 Toshiaki SAKAKI

Residence
 Kakogawa-shi, Hyogo, Japan

Citizenship
 Japanese

Post Office Address

MAIL ADDRESS: P. O. BOX 747, FALLS CHURCH, VIRGINIA, USA 22040-0747

=====

Full Name of Fourth Inventor, if any
UYuichi HIOKI

Residence
Wakayama-shi, Wakayama, Japan

Citizenship
Japanese

Post Office Address c/o Kao Corporation, Research Laboratories,
1334, Minato, Wakayama-shi, Wakayama, Japan

=====

Full Name of Fifth Inventor, if any
Masaharu HAYASHI

Residence
Wakayama-shi, Wakayama, Japan

Citizenship
Japanese

Post Office Address c/o Kao Corporation, Research Laboratories,
1334, Minato, Wakayama-shi, Wakayama, Japan

=====

Full Name of Sixth Inventor, if any

Residence

Citizenship

Post Office Address

=====

Full Name of Seventh Inventor, if any

Residence

Citizenship

Post Office Address

=====

Full Name of Eighth Inventor, if any

Residence

Citizenship

Post Office Address

=====

1314-1, Yota Onoe-cho, Kakogawa-shi, Hyogo, Japan
 =====

The above-identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all of the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

1. ☒ Enter the Amendment previously filed on September 2, 1997, under 37 C.F.R. § 1.116 but unentered, in the prior application.
2. ☐ A Preliminary Amendment is enclosed.
3. ☐ An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.

The filing fee is calculated on the basis of the claims existing in the prior application as amended at 1 and 2 above.

			LARGE ENTITY	SMALL ENTITY
BASIC FEE			\$770.00	\$385.00
	NUMBER FILED	NUMBER EXTRA	RATE FEE	RATE FEE
TOTAL CLAIMS	8- 20 =	-0-	x 22 = \$	x 11 = \$
INDEPENDENT CLAIMS	3- 3 =	-0-	x 80 = \$	x 40 = \$
MULTIPLE DEPENDENT ____ NO ____ CLAIMS PRESENTED			+ \$260.00	+ \$130.00
TOTAL			\$ 770.00	

4. ☒ A check in the amount of \$ 770.00 is enclosed.
5. ☐ Please charge Deposit Account No. 02-2448 in the amount of \$ _____. A triplicate copy of this request is enclosed.
6. ☐ A new oath or declaration is included since this application is a continuation-in-part which discloses and claims additional matters.

7. X The prior application is assigned to Kao Corporation, Tokyo, JAPAN; AND Sumitomo Rubber Industries, Ltd., Kyogo, JAPAN.
8. X Amend the specification by inserting before the first line the sentence:
--This application is a X continuation, divisional, continuation-in-part, of application Serial No. 08/448,990 filed on May 24, 1995, now abandoned.--
9. A verified statement claiming small entity status was filed in prior application Serial No. on . See attached copy of verified statement claiming small entity.
10. Priority of application Serial No(s). filed in on is claimed under 35 U.S.C. § 119.
11. Priority of International Appln. filed on under the Patent Cooperation Treaty and Application No. filed in on under 35 U.S.C. § 119 are hereby reclaimed.
12. X The Power of Attorney in the prior application is to RAYMOND C. STEWART (Reg. No. 21,066), JOSEPH A. KOLASCH (Reg. No. 22,463), TERRELL C. BIRCH (Reg. No. 19,382), ANTHONY L. BIRCH (Reg. No. 26,122) and/or JAMES M. SLATTERY (Reg. No. 28,380), all members of the law firm of BIRCH, STEWART, KOLASCH AND BIRCH, LLP, with full power of substitution and revocation to prosecute the application and to transact all business in the Patent and Trademark Office connected therewith.

X The Power appears in the original papers in the prior application.

 Since the Power does not appear in the original papers, a copy of the Power in the prior application is enclosed.

X Address all future communications to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP
P.O. Box 747
Falls Church, VA 22040-0747

Telephone: (703) 205-8000

13. X An extension of time for one (1) month(s) until September 30, 1997 has been submitted in parent application Serial No. 08/448,990 in order to establish copendency with the present application.

14. Also enclosed herewith is the following:

If necessary, the Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 02-2448, including any additional filing fee required under 37 C.F.R. § 1.16 or any patent application processing fee under 37 C.F.R. § 1.17.

It is understood that secrecy under 35 U.S.C. § 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 C.F.R. § 1.62 application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all of the other applications in the same file wrapper.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By



C. Joseph Faraci
Reg. No. 32,350

CJF/wks

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000